

Patterson Belknap Webb & Tyler LLP

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March 23, 2010

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By ECF

Chief Magistrate Judge Steven M. Gold
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

**Re: Johnson & Johnson, et al. v. South Pointe Wholesale, Inc. et al. 08 Civ
1297 (SLT) (SMG)**

Dear Judge Gold :

Enclosed please find a revised proposed discovery schedule that I am providing to you in advance of tomorrow's status conference.

Respectfully yours,

/s/ Geoffrey Potter

GP:clc

Johnson & Johnson and Lifescan, Inc.**v.****South Pointe Wholesale Inc. et al.****Discovery Schedule, March 23, 2010**

No.	Deponent	Proposed Deposition Date
1.	Howard Frank	Automatic Stay
2.	Prime International 30(b)(6)	Automatic Stay
3.	MSI Medical Supply, Inc.	March 26, 2010
4.	Dennis Gatscher	April 1, 2010
5.	Midwest Drug Supply	April 2, 2010
6.	Edward Letko	April 6, 2010
7.	American Healthcare, Inc. 30(b)(6)	April 7, 2010
8.	Bill Pretto, LifeScan employee requested by Product Performance	April 8-9, 2010
9.	Wolf Medical 30(b)(6) requested by Novex	April 13, 2010
10.	Jeffrey Littman	April 15, 2010
11.	Sterling Wholesale 30(b)(6)	April 16, 2010
12.	Ron Kaufman (former employee of QK Healthcare Inc.)	TBD
13.	Herb Dunayer	April 21, 2010
14.	Cobra Capital, Inc. 30(b)(6)	April 22, 2010
15.	Elaine Gabbai*	April 27, 2010
16.	Laura Jantzen*	April 27, 2010
17.	Randy Crowell	April 28, 2010
18.	Green Valley Medical Distributors 30(b)(6)	April 29, 2010
19.	Duane Reade 30(b)(6) requested by QK Healthcare	April 30, 2010
20.	Tyler Farnes	May 4, 2010
21.	Timothy Farnes	May 5, 2010
22.	MedSource 30(b)(6)	May 6, 2010

All depositions, unless indicated otherwise, are to be conducted at the offices of Patterson Belknap Webb & Tyler, LLP, 1133 Avenue of the Americas, New York, NY 10036, starting at 9:30 A.M.

* To be conducted at QK Healthcare's offices in Bellport, New York.

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Johnson & Johnson and Lifescan, Inc.**v.****South Pointe Wholesale Inc. et al.****Discovery Schedule, March 23, 2010**

No.	Deponent	Proposed Deposition Date
23.	Medco Health Solutions 30(b)(6)	May 10, 2010
24.	Anton van Schalwyk	May 11, 2010
25.	Marketing and Distribution Services 30(b)(6)	May 12, 2010
26.	Mark Sowter	May 13, 2010
27.	Hadida 30(b)(6)	May 14, 2010
28.	WellPoint 30(b)(6) requested by QK Healthcare	May 15, 2010
29.	Howard B. Goldman	May 17, 2010
30.	H&H Wholesale, Inc. 30(b)(6)	May 18, 2010
31.	Dennis Smith	May 20, 2010
32.	DBS Trading, Inc. d/b/a Masters Pharmaceutical 30(b)(6)	May 21, 2010
33.	LifeScan 30(b)(6) requested by QK Healthcare	May 27, 2010
34.	LifeScan 30(b)(6) requested by Product Performance	May 27, 2010

June 15, 2010:	Completion of All Fact Discovery
July 15, 2010:	deadline for filing expert reports on issues as to which a party bears the burden of proof
September 3, 2010:	deadline for rebuttal expert reports
October 1, 2010:	deadline for all expert discovery
November 30, 2010:	deadline for filing dispositive motions (subject to Judge Townes' rules regarding pre-motion conferences; to the extent they apply, pre-motion conference applications are due by October 11, 2010)
January 17, 2011:	deadline for filing opposition papers

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Discovery Schedule, March 23, 2010

February 23, 2011:	deadline for filing reply papers

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